

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

JAMES A. TREGO	)	Civil Action No.: 2:05-CV-0022
	)	Judge Algernon Marbley
Plaintiff,	)	Magistrate Judge Mark Abel
	)	
v.	)	
MEDTRONIC USA, INC.	)	<u>STIPULATED DISMISSAL</u>
AND MEDTRONIC, INC.	)	
	)	
Defendant.	)	

Plaintiff James Trego and Defendants Medtronic, Inc. and Medtronic USA, Inc. hereby stipulate to the dismissal of this action pursuant to the terms of Rule 41(a)(1), Federal Rules of Civil Procedures as to all parties, the parties having resolved all matters in dispute between them. This dismissal shall be entered on the docket of the court as having been made with prejudice at Defendant's cost.

Respectfully submitted,

s/Thomas M. Parker/per email consent  
**Thomas M. Parker,0004956**  
Parker, Leiby, Hanna & Rasnick, LLC  
388 South Main Street, Suite 402  
Akron, Ohio 44311  
Phone: (330) 253-2227  
Fax: (330) 253-1261  
Email: [tparker@neolaw.biz](mailto:tparker@neolaw.biz)  
Attorney for Defendants

s/Donald J. Kral  
**Donald J. Kral, 0042091**  
Elk & Elk Co., LPA  
6110 Parkland Blvd  
Mayfield Heights, Ohio 44124  
Phone: (440) 442-6677  
Fax: (440) 442-7944  
Email: [djkral@elkandelk.co](mailto:djkral@elkandelk.co)  
Attorney for Plaintiff